

#5

Mail Label No. EV107947445US

PATENT APPLICATION  
Docket: 6300.103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Robert W. McClane et al. )  
Serial No.: 10/040,883 ) Art Unit  
Filed: January 7, 2002 ) 2633  
For: METHOD AND APPARATUS FOR RAMAN )  
IMAGING OF MACULAR PIGMENTS )

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on the 10<sup>th</sup> day of July 2002.

- Response to Notice to File Missing Parts of Application
- PTO Notice to File Missing Parts of Non-Provisional Application
- Declaration, Power of Attorney, and Petition
- Assignment 1 with recordation cover sheet
- Assignment 2 with recordation cover sheet
- Declaration Claiming Small Entity Status for Non-Profit Organization
- Petition for Three-Month Extension of Time
- Credit Card Payment Form PTO-2038 for \$1,284.00
- Postcard

Respectfully submitted,

Gregory M. Taylor  
Attorney for Applicants  
Registration No. 34,263



**022913**

PATENT TRADEMARK OFFICE

# WORKMAN NYDEGGER & SEELEY

ATTORNEYS AT LAW

A PROFESSIONAL CORPORATION

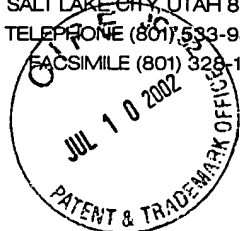
1000 EAGLE GATE TOWER

60 EAST SOUTH TEMPLE

SALT LAKE CITY, UTAH 84111

TELEPHONE (801) 533-9800

FACSIMILE (801) 328-1707



RICK D. NYDEGGER  
DAVID O. SEELEY  
BRENT P. LORIMER  
THOMAS R. VUKSINICK  
LARRY R. LAYCOCK  
JONATHAN W. RICHARDS  
DAVID R. WRIGHT  
JOHN C. STRINGHAM  
JOHN M. GUYNN  
CHARLES L. ROBERTS  
GREGORY M. TAYLOR  
DANA L. TANGREN  
ERIC L. MASCHOFF  
CHARLES J. VEVERKA  
ROBYN L. PHILLIPS  
RICHARD C. GILMORE†  
DAVID B. DELLENBACH  
R. BURNS ISRAELSEN  
DAVID R. TODD  
L. DAVID GRIFFIN

JESÚS JUANÓS I TIMONEDA, Ph.D.  
ADRIAN J. LEE  
FRASER D. ROY  
CARL T. REED  
R. PARRISH FREEMAN, JR.  
PETER F. MALEN, JR.  
L. REX SEARS, Ph.D.  
ERIC M. KAMERATH  
ROBERT E. AYCOCK  
JENS C. JENKINS  
KEVIN W. STINGER  
WILLIAM J. ATHAY  
MICHAEL B. DODD  
WILLIAM R. RICHTER  
TRENT H. BAKER  
RYAN D. BENSON  
SARA D. JONES  
TIGE KELLER

† ADMITTED ONLY IN CALIFORNIA

# 3

PATENTS  
TRADEMARKS  
COPYRIGHTS  
TRADE SECRETS  
UNFAIR COMPETITION  
LICENSING  
COMPLEX LITIGATION

MAILING ADDRESS:  
P.O. BOX 45862  
SALT LAKE CITY, UT 84145

INTERNET

HOME PAGE: <http://www.wnspatent.com>

GENERAL E-MAIL: [info@wnspatent.com](mailto:info@wnspatent.com)

Express Mail Label No. EV107947445US

PATENT APPLICATION

Docket: 6300.103

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Robert W. McClane et al.

Serial No.: 10/040,883

Filed: January 7, 2002

For: METHOD AND APPARATUS FOR RAMAN  
IMAGING OF MACULAR PIGMENTS

)  
)  
)  
) Art Unit  
) 2633  
)  
)  
)  
)  
)

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts  
Commissioner for Patents  
Washington, D. C. 20231

Sir:

In response to the Notice to File Missing Parts of Application mailed February 13, 2002, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above-identified patent application:

- x PTO Notice to File Missing Parts of Non-Provisional Application
- x A Declaration, Power of Attorney, and Petition executed by the inventors

- x An Assignment, including a Form PTO-1595 recordation cover sheet, conveying the invention from the inventors to The University of Utah
- x An Assignment, including a Form PTO-1595 recordation cover sheet, conveying the invention from The University of Utah to The University of Utah Research Foundation
- x A Declaration Claiming Small Entity Status Pursuant to 37 C.F.R. §§ 1.9(e)
- x The present application claims entitlement to Small Entity Status under 37 C.F.R. §§ 1.9(e) and 1.27
- x Petition for Three-Month Extension of Time
- x A Certificate of Express Mail under 37 C.F.R. § 1.10.

The filing fee has been calculated as shown below.

			SMALL ENTITY		LARGE ENTITY	
For	No. Filed	No. Extra	Rate	Fee	Rate	Fee
Basic Fee				\$370		\$740
Total Claims	45 – 20 =	25	x 9=	\$225	x 18=	
Ind. Claims	5 – 3 =	2	x 42	\$ 84	x 84=	
Multiple Dependent Claims Presented			+140=		+280=	
			<b>TOTAL</b>	<b>\$679</b>	<b>TOTAL</b>	

- x Credit Card Payment Form PTO-2038 authorizing payment of \$1,284.00 is enclosed and includes:
  - x \$679.00 for the government filing fee
  - x \$65.00 for the small entity surcharge fee
  - x \$80.00 for recordation fee for two assignments
  - x \$460 for a three-month extension of time.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or to credit any overpayment to Deposit Account No. 23-3178. A duplicate copy of this letter is attached.

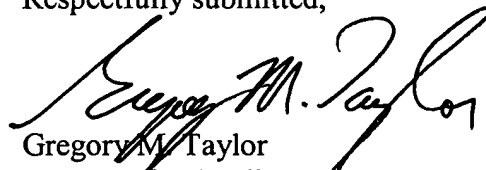
x Any additional filing fees required under 37 C.F.R. § 1.16.

x Any patent application processing fees under 37 C.F.R. § 1.17.

Please address all future correspondence in connection with this case to the attention of the undersigned.

Dated this 10<sup>th</sup> day of July 2002.

Respectfully submitted,



Gregory M. Taylor  
Attorney for Applicants  
Registration No. 34,263



**022913**

PATENT TRADEMARK OFFICE



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/040,883	01/07/2002	Robert W. McClane	6300.103

022913  
WORKMAN NYDEGGER & SEELEY  
1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UT 84111



CONFIRMATION NO. 8869

FORMALITIES LETTER



\*OC000000007466569\*

Date Mailed: 02/13/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$618.
  - \$450 for 25 total claims over 20.
  - \$168 for 2 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1488.

A copy of this notice **MUST** be returned with the reply.

S. Gurems

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/16/2002 HWRZ11 00000068 10040803  
01 FC:201  
02 FC:202  
03 FC:203  
04 FC:205  
370.00  
84.00  
253.00  
65.00